

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

Portland DIVISION

Markian Gavrilovich Kuznetsov

(Enter full name of plaintiff)

Plaintiff,

v.

Civil Case No. 2:20-cv-00155-MO
(to be assigned by Clerk's Office)

COMPLAINT FOR VIOLATION OF CIVIL
RIGHTS (PRISONER COMPLAINT)

Lt Na,ma N chambers

Jury Trial Demanded

☒ Yes

☐ No

Department of corrections

(Enter full name of ALL defendant(s))

Defendant(s).

I. PARTIES

List your name, address, and telephone number below, and the same information for each defendant. Make sure that the defendant(s) listed below are identical to those contained in the caption of the complaint. Attach additional sheets of paper if necessary.

Plaintiff

Name: Markian Kuznetsov SID# 17218888

Street Address: 777 Stanton Blvd

City, State & Zip Code: Ontario OR, 97914

Telephone No.: _____

Defendant No. 1

Name: Lt Naima N Chambers
 Street Address: 2575 center street NE
 City, State & Zip Code: Salem, OR, 97310
 Telephone No.: _____

Defendant No. 2

Name: Oregon dept of corrections
 Street Address: 2575 center street NE
 City, State & Zip Code: Salem, OR, 97310
 Telephone No.: _____

Defendant No. 3

Name: _____
 Street Address: _____
 City, State & Zip Code: _____
 Telephone No.: _____

Defendant No. 4

Name: _____
 Street Address: _____
 City, State & Zip Code: _____
 Telephone No.: _____

II. BASIS FOR JURISDICTION

Under 42 U.S.C. § 1983, you may sue state or local officials for the "deprivation of any rights, privileges, or immunities secured by the Constitution and [federal laws]." Under *Bivens v. Six Unknown Agents of Federal Bureau of Narcotics*, 403 U.S. 388 (1971), you may sue federal officials for the violation of certain constitutional rights.

A. You are bringing suit against (*check all that apply*):

☐ Federal officials (a *Bivens* claim)

☒ State or local officials (a § 1983 claim)

B. What federal constitutional, statutory, or treaty right(s) is/are at issue?

Eighth Amendment, personal safety, failure
to protect, classification, ~~readily accessible~~
safe placement,

III. STATEMENT OF CLAIMS

Claim I

State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

SEE Attached Paper
Please

Claim II

State here as briefly as possible the facts of your case. Describe how each defendant was involved, when the conduct occurred, and any injuries you have suffered as a result. It is not necessary to give any legal arguments or cite any cases or statutes.

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Claims

1. I was Placed at two Rivers correctional facility on 4-10-18 specifically by O.D.O.C.
2. Because I was Part of a Active organization call "NORTENO'S".
3. Members of this organization cannot safely serve Time in Any Prison beside (EOCI) (TRCI) and (OSCI).
4. "NORTENO'S" are regularly attacked by other organizations that are at these other facilities such as (OSP) and (S.R.C.I).
5. E.O.C.I and T.R.C.I, These insititutions house and maintain members of the NORTEÑO organization I was a member of.
6. IT is O.D.O.C Practise to house NORTEÑO'S gang members of medium custody at EOCI OR T.R.C.I To do so otherwise is a safety and security threat to inmates and to the institution.

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Claims

7. This is all a known fact by O.D.O.C
8. In my orientation in to O.D.O.C in march of 2018 at coffee creek correctional facility I filed a conflict information kyle.
9. Regarding my concerns and affiliations about going to osp and SRCI.
10. And I also notified my counsel at the facility CCCF.
11. on the week of 11-1-18 or the last week of october 2018 some time between that time S.T.M chambers approached me at Noon meal time.
12. And Asked me about information to do with stg Picas.
13. I Told her I have No information about that stg group.



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Claims

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14. And to speak about that stg group would put my safety in danger.

15. S.T.M Chambers than began to inform me without my cooperation she would send me to another prison.

16. I told her "I dont care I cant go to O.S.P or S.R.C.I because of safety issues".

17. she then told me "Not my Problem".

18. on the date of 11-8-18 I was put in DSU for Admin seg.

19. on the date of 11-27-18 I was transfered to OSP without warning or explanation.

20. on my arrival to osp I immediately told an unknown officer "I cannot be Here".

21. That I will be attacked if I walk here.

Guaranteed 1-4-21

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Claims

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22. The officer would not do anything Refused to call rank and help at all.

23. All He said was "you'll be fine".

24. And within 48 hours of my stay at osp I was assaulted on 11-29-18

25. Finally officers took notice and placed me on Admin seg.

26. I was then sent to Another Prison that is considered a Prison where members of NORTENOS can safely serve time.

27. IT has been made aware to me by X-rays and MRI'S and doctor's and Ners consulting that I have Sever Neck injury's.

28. Caused by the attack done to me at osp.

29. In the attack I also sustained a damaged Nose.

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Claims

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30. And injury's to my eye which the injury is called "floaters".

31. I have sever Nerve damage in my arm and Neck.

32. I have startd to lose strean~~th~~ and mobilitay and fundcation in my right arm and hand.

33. On the date 12-20-19 I went to the hospital to talk to my doctor and am Now schedu~~ed~~ for segury on my Neck.

34. This all happend from the Actions of O.D.O.C and Lt S.T.M Chambers

~~K. [Signature]~~

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IV. EXHAUSTION OF ADMINISTRATIVE REMEDIES

I have filed for administrative relief as to all claims in Section III and have concluded all administrative appeals available to me.

☒ Yes

☐ No

V. RELIEF

State briefly exactly what you want the court to do for you and the amount, if any, of monetary compensation you are seeking. Make no legal arguments. Cite no cases or statutes.

I would like compensatory and Punitive damage of (to be determined by courts) for Broken Nose, sever Nerve damage in Neck and arm, and damages done to my eyes from trauma causing "floaters" in my vision, Loss of sleep, constant and nonstop Large amount of Pain, mental and emotion ~~segregation~~ Anguish, segregation, and being in the Hole for Christmas Not able to Talk to family. and Loss of strength and function of Right arm.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 4th day of January, 2020.


(Signature of Plaintiff)